110002450

VIRGINIA:

### BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER VGOB 04-0615-1294

ELECTIONS: UNIT I-39 (herein Subject Drilling Unit)

### REPORT OF BOARD

### FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on December 14, 2004 which was recorded at Deed Book 608, Page 753 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on December 15, 2004, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein ADesignated Operator) to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit I-39;

Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, Wachovia Bank, N.A., VA7515, P.O. Box 14061, Roanoke, VA 24038, Attn: Derrick Dewalt or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

Therefore, the findings and all terms and provisions set forth above be and hereby are Conclusion: granted and IT IS SO ORDERED.

Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this \_\_\_\_\_\_\_, 2011, by a majority of the Virginia Gas and Oil Board.

DONE AND PERFORMED THIS  $g^7$ 

, 2011, by Order of the Board.

Acting Principal Executive to the Staff of the Board

STATE OF VIRGINIA COUNTY OF RUSSELL

day of o Acknowledged on this \_, 2011, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, and appeared David E. Asbury Jr., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board that they executed the same and were authorized to do so.

174394

My commission expires: September 30, 2013



VIRGINIA:

### Exhibit A

#### BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit I-39 VGOB 04-0615-1294 in the Garden District of Buchanan County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein ADesignated Operator) REGARDING ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Land Resources, Inc., as Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on December 14, 2004, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Lebanon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on December 15, 2004;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

None

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of December 14, 2004;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

#### See attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

Harold G. Cole, Donald Cole (Deceased), Norma Cole Dotson, Lena McDonald (Deceased), Karen C. & Brian Rowe, Sharon Cooper & William Daniels, Melanie D. Cooper, Corey S. Cooper, Byron D. Cooper, Caroline C. & Claude V. Keen, Nancy J. Cole, Shirley Fuqua, Edith G. Street, F.H. Combs Testamentary Trust, Martha E. Combs, Carol & John Irvin, James W. Burress, Margaret M. Davis

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

#### None

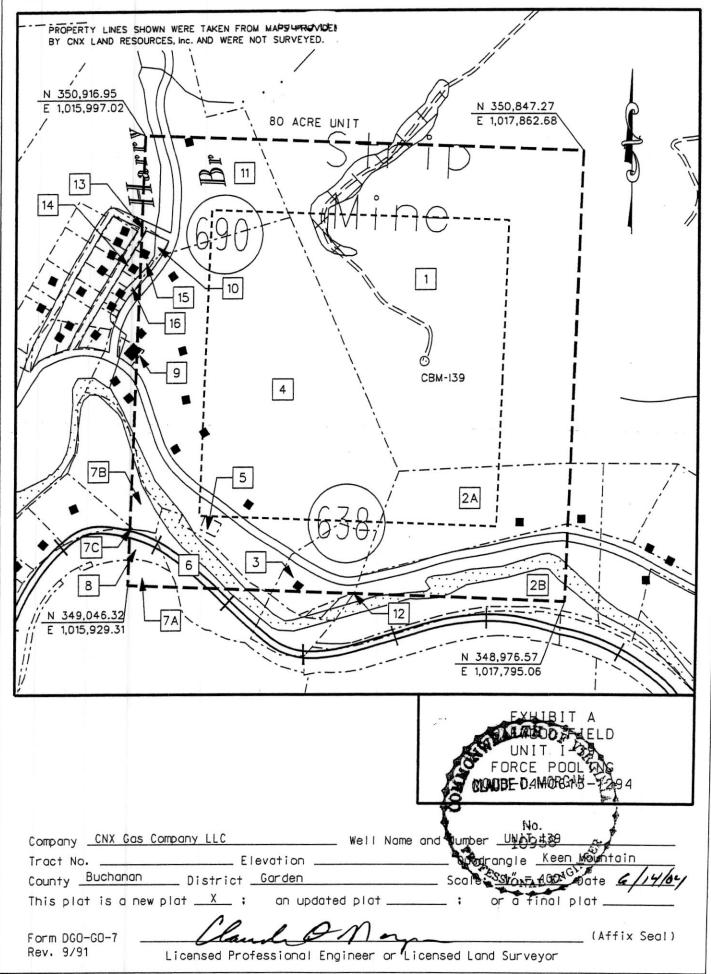
That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Mercer, West Virginia, this 20th day of November, 2009.

Anita D. Duty

My commission expires: <u>Secember 4</u>, 2016

OFFICIAL SEAL
NOTARY PUBLIC
STATE OF WEST VIRGINIA
DIANA M. MURPHY
CNX GAS COMPANY LLC
2481 JOHN NASH BLVD.
BLUEFIELD. WV 24701
My commission expires December 4



### **CNX Gas Company LLC**

### UNIT I - 39

#### Tract Identifications

1.	Tazewell Coal and Iron Company – Fee
	Reserve Coal Properties Company - Below Drainage Coal Leased
	Jewell Smokeless Coal Corp Jewell and Jawbone Seams Leased
	CNX Gas Company LLC - Oil, Gas and Leased
	32 20 acres 40 3625%

- 2. C. L. Ritter Lumber Company Tr. 40 All Minerals
  Reserve Coal Properties Company Coal Below Tiller Seam Leased
  CNX Gas Company LLC CBM Leased (Coal Seams Below Tiller Seam)
  10.10 acres 12.6250%
- 2A. Bucky McConnell, et al. Surface 2B. Unknown Surface Owner
- 3. Bucky McConnell, et al. Fee Island Creek Coal Company/Consolidation Coal Company Tiller Seam and Below Leased Appalachian Energy Oil, Gas and CBM Leased 1.76 acres 2.2000%
- Claude V. Keen, et al. Coal (Except Jawbone Seam and 1/9th P-3 Seam ) 4. Island Creek Coal Company/Consolidation Coal Company - 1/9th P-3 Seam Jewell Smokeless Coal Corporation - Jawbone Seam Island Creek Coal Company/Consolidation Coal Company - Below Drainage Coal Leased Jewell Smokeless Coal Corporation - Above Drainage Coal Leased (Except Jawbone Seam) Appalachian Energy - CBM Leased (Except the P-3 Seam) (81.48148%) CNX Gas Company LLC - CBM Leased (Except the P-3 Seam) (4.93827%) Appalachian Energy - CBM Leased (P-3 Seam Only) (81.37037%) CNX Gas Company LLC - CBM Leased (P-3 Seam Only) (5.049381%) Claude V. Keen, et al. – All Minerals except Coal Appalachian Energy - Oil and Gas Leased (81.48148%) CNX Gas Company LLC - Oil and Gas Leased (4.93827%) Claude V. Keen, et al. - Surface 27.02 acres 33.7750%
- 5. Unknown Fee Owner Cemetery 0.10 acres 0.1250%
- 6. Norfolk Southern Corporation Fee (Except Coal Below 800')
  Claude V. Keen, et al. Coal Below 800' (Except 1/9<sup>th</sup> P-3 Seam)
  Island Creek Coal Company/Consolidation Coal Company 1/9<sup>th</sup> P-3 Seam
  Island Creek Coal Company/Consolidation Coal Company Coal Below 800' Leased
  Appalachian Energy CBM Leased (Except Coal 800' & above and the P-3 Seam) (81.48148%)
  CNX Gas Company LLC CBM Leased (Except Coal 800' & above and the P-3 Seam) (4.93827%)
  Appalachian Energy CBM Leased (P-3 Seam Only) (81.37037%)
  CNX Gas Company LLC CBM Leased (P-3 Seam Only) (3.197531%)
  CNX Gas Company LLC CBM Leased (Coal 800' and above) (100.00%)
  1.67 acres 2.0875%



### **CNX Gas Company LLC**

#### **UNIT I - 39**

#### Tract Identifications

7. Yukon Pocahontas Coal Company, et al. Tr. 32 – All Minerals
Reserve Coal Properties Company - Below Drainage Coal Leased
Jewell Smokeless Coal Corp. - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
1.01 acres 1.2625%

7A. Milfred Maxwell, et al. - Surface

7B. Unknown Surface Owner 7C. Unknown Surface Owner

8. Norfolk Southern Corp. - Fee (Except Coal Below 800')
Yukon Pocahontas Coal Company, et al - Coal Below 800'
Reserve Coal Properties Company - Coal Below 800' Leased
CNX Gas Company LLC - CBM Leased Below 800'
0.41 acres 0.5125%

9. Claude V. Keen, et ux – Fee 0.02 acres 0.0250%

10. Lewis Keene- Fee 0.23 acres 0.2875%

11. Claude V. Keen, et al. – Coal (Except Jawbone Seam and 1/9<sup>th</sup> P-3 Seam)
Island Creek Coal Company/Consolidation Coal Company – 1/9<sup>th</sup> P-3 Seam
Jewell Smokeless Coal Corporation - Jawbone Seam
Island Creek Coal Company/Consolidation Coal Company - Below Drainage Coal Leased
Jewell Smokeless Coal Corporation - Above Drainage Coal Leased (Except Jawbone Seam)
Appalachian Energy - CBM Leased (Except the P-3 Seam) (81.48148%)
CNX Gas Company LLC - CBM Leased (Except the P-3 Seam) (7.40741%)
Appalachian Energy - CBM Leased (P-3 Seam Only) (81.37037%)
CNX Gas Company LLC - CBM Leased (P-3 Seam Only) (9.25926%)
Claude V. Keen, et al. – All Minerals except Coal
Appalachian Energy – Oil and Gas Leased (82.71605%)

CNX Gas Company LLC - Oil and Gas Leased (4.93827%)

Claude V. Keen, et al. - Surface 5.28 acres 6.6000%

12. Bucky McConnell, et al <u>OR</u> Norfolk Southern Corp. - OVERLAP - Fee
Island Creek Coal Company/Consolidation Coal Company - Tiller Seam and Below Leased
OR Island Creek Coal Company/Consolidation Coal Company - P-3 Seam Leased
Appalachian Energy - Oil, Gas and CBM Leased (If owned by Bucky McConnell, et al)
CNX Gas Company LLC - CBM Leased (If owned by Norfolk Southern Corp.)
0.01 acres
0.0125%

### CNX Gas Company LLC

### **UNIT I - 39**

### Tract Identifications

Claude V. Keen, et al. – Coal (Except Jawbone Seam and 1/9<sup>th</sup> P-3 Seam) 13. Island Creek Coal Company/Consolidation Coal Company - 1/9th P-3 Seam Jewell Smokeless Coal Corporation - Jawbone Seam Island Creek Coal Company/Consolidation Coal Company - Below Drainage Coal Leased Jewell Smokeless Coal Corporation - Above Drainage Coal Leased (Except Jawbone Seam) Appalachian Energy - CBM Leased (Except the P-3 Seam) (81.48148%) CNX Gas Company LLC - CBM Leased (Except the P-3 Seam) (7.40741%) Appalachian Energy - CBM Leased (P-3 Seam Only) (81.37037%) CNX Gas Company LLC - CBM Leased (P-3 Seam Only) (7.51852%) Claude V. Keen, et al. - All Minerals except Coal Appalachian Energy - Oil and Gas Leased (82.71605%) CNX Gas Company LLC - Oil and Gas Leased (4.93827%) Claude V. Keen, et al. - Surface 0.01 acres 0.0125%

- 14. Bill Wimmer, et ux Fee 0.02 acres 0.0250%
- 15. Bill Wimmer, et ux Fee 0.06 acres 0.0750%
- 16. Ducinia Stacy Fee 0.01 acres 0.0125%

Page 3 of 3

### Exhibit B-2 Unit I-39

### Docket # VGOB 04-0615-1294 List of Respondents to be Added and/or Dismissed

		Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
ı.	COAL OWNERSHIP				
	Tract #4, 27.02 Acres				
	Claude V. Keen, et al. (a.k.a. Caroline Cole Heirs, Devisees, Successors or Assigns et al.) 36 Acre Tract	27.02 acres	33.7750%		
	(1) Caroline Cole Heirs, Devisees, Successors or Assigns (exc. Jawbone and 1/9 P3 seam)				
	(a) Gallie Cole Heirs, Devisees, Successors or Assigns				
	(a.1) Harold G. Cole 1436 Betana Avenue Akron, OH 44310	2.001 acres 2/27 of 27.02 acres	2.5019%		Leased - JOA
	(a.2) Donald T. Cole P.O. Box 162 Grundy, VA 24614	2.001 acres 2/27 of 27.02 acres	2.5019%		Deceased
	(a.2.1) Donald Stephen Cole 7583 Lakewater Drive Cincinnati, OH 45242-3005	1.001 acres 1/27 of 27.02 acres	1.2509%	Heir	
	(a.2.2) Kenneth Edward Cole 12043 Windermere Crossing Circle Winter Garden, FL 34787-5522	1.001 acres 1/27 of 27.02 acres	1.2509%	Heir	
	(a.3) Norma Cole Dotson P.O. Box 226 Rosedale, VA 24280	2.001 acres 2/27 of 27.02 acres	2.5019%		Leased - JOA
	(b) Leonard P. Cole Heirs, Devisees, Successors or Assigns				
	(b.1) Lena McDonald P.O. Box 323 Roaring Gap, NC 28668	3.002 acres 1/9 of 27.02 acres	3.7528%		Deceased
	(b.1.1) Byrd W. McDonald 513 NW 13th Street, Suite 202 Portland, OR 97209	0.600 acres 1/45 of 27.02 acres	0.7506%	Heir	
	(b.1.2) Tamala McDonald Williams P.O. Box 82 Roaring Gap, NC 28668	0.600 acres 1/45 of 32.02 acres	0.7506%	Heir	
	(b.1.3) Gregory B. McDonald P.O. Box 727 Prestonsburg, KY 41653	0.600 acres 1/45 of 32.02 acres	0.7506%	Heir	
	(b.1.4) Greta McDonald Meek 177 Colvin Branch Oil Springs, KY 41238	0.600 acres 1/45 of 32.02 acres	0.7506%	Heir	
	(b.1.5) Timothy J. McDonald P.O. Box 609 Prestonsburg, KY 41653	0.600 acres 1/45 of 32.02 acres	0.7506%	Heir	

(c.2) Billy Cooper Heirs, Devisees, Successors or Assigns



#### Percent Reason for Reason for **Acres in Unit** of Unit Addition Dismissal (c.2.2) Karen C. & Brian Rowe 0.167 acres 0.2085% Leased - JOA P.O. Box 781 1/162 of 27.02 acres Hanover, WV 24839 (c.2.3) Sharon Cooper & William Daniels 0.167 acres 0.2085% Leased - JOA P.O. Box 1627 1/162 of 27.02 acres Gilbert, WV 25621 (c.3) Gary Cooper Heirs, Devisees, Successors or Assigns (c.3.2) Melanie D. Cooper 0.111 acres 0.1390% Leased c/o Rebecca Cooper, Guardian 1/243 of 27.02 acres P.O. Box 314 Hurley, VA 24620 (c.3.3) Corey S. Cooper 0.111 acres 0.1390% Leased c/o Rebecca Cooper, Guardian 1/243 of 27.02 acres P.O. Box 314 Hurley, VA 24620 (c.3.4) Byron D. Cooper 0.111 acres 0.1390% Leased c/o Rebecca Cooper, Guardian 1/243 of 27.02 acres P.O. Box 314 Hurley, VA 24620 (d) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns (d.1) Caroline C. & Claude V. Keen 10.007 acres 12.5093% Leased - JOA P.O. Box 233 10/27 of 27.02 acres Whitewood, VA 24657 (f) Kermit F. & Mona McNeil Cole Heirs, Devisees, Successors or Assigns (f.1) Nancy J. Cole 3.002 acres 3.7528% Leased - JOA 208 Berkley Street 1/9 of 27.02 acres Beckley, WV 25802 (f.2) Shirley Fugua Deceased (Deceased - no heirs - 1/18 interest went to Nancy Cole along with her own interest of 1/18) (g) Hassel Cole Heirs, Devisees, Successors or Assigns (g.1) Edith G. Street 1.501 acres 1.8764% Leased - JOA P.O. Box 792 1/18 of 27.02 acres Grundy, VA 24614 (g.2) Marion S. Combs Heirs, Devisees, Successors or Assigns (g.2.1) F.H. Combs Testamentary Trust 0.500 acres 0.6255% Leased - JOA c/o Kelly Combs Necessary 1/54 of 27.02 acres P.O. Box 841 Tazewell, VA 24651 (g.2.2) Martha E. Combs 0.500 acres 0.6255% Leased - JOA P.O. Box 1404 1/54 of 27.02 acres Abingdon, VA 24210 (g.2.3) Carol & John Irvin 0.500 acres 0.6255% Leased - JOA 4710 Hunterwood Circle 1/54 of 27.02 acres Richmond, TX 77469

### Exhibit B-2 Unit I-39

### Docket # VGOB 04-0615-1294 List of Respondents to be Added and/or Dismissed

		Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
Tract #6, 1	.67 Acres				
Suc	oline Cole Heirs, Devisees, ccessors or Assigns (Coal below 800') 36 Acre Tract	1.67 acres	2.0875%		
	lie Cole Heirs, Devisees, cessors or Assigns				
(a.1	) Harold G. Cole 1436 Betana Avenue Akron, OH 44310	0.124 acres 2/27 of 1.67 acres	0.1546%		Leased - JOA
(a.2	P) Donald T. Cole P.O. Box 162 Grundy, VA 24614	0.124 acres 2/27 of 1.67 acres	0.1546%		Deceased
	(a.2.1) Donald Stephen Cole 7583 Lakewater Drive Cincinnati, OH 45242-3005	0.062 acres 1/27 of 1.67 acres	0.0773%	Heir	
	(a.2.2) Kenneth Edward Cole 12043 Windermere Crossing Circle Winter Garden, FL 34787-5522	0.062 acres 1/27 of 1.67 acres	0.0773%	Heir	
(a.3	P) Norma Cole Dotson P.O. Box 226 Rosedale, VA 24280	0.124 acres 2/27 of 1.67 acres	0.1546%		Leased - JOA
	nard P. Cole Heirs, Devisees, ccessors or Assigns				
(b.1	) Lena McDonald P.O. Box 323 Roaring Gap, NC 28668	0.186 acres 1/9 of 1.67 acres	0.2319%		Deceased
	(b.1.1) Byrd W. McDonald 513 NW 13th Street, Suite 202 Portland, OR 97209	0.037 acres 1/45 of 1.67 acres	0.0464%	Heir	
	(b.1.2) Tamala McDonald Williams P.O. Box 82 Roaring Gap, NC 28668	0.037 acres 1/45 of 1.67 acres	0.0464%	Heir	
	(b.1.3) Gregory B. McDonald P.O. Box 727 Prestonsburg, KY 41653	0.037 acres 1/45 of 1.67 acres	0.0464%	Heir	
	(b.1.4) Greta McDonald Meek 177 Colvin Branch Oil Springs, KY 41238	0.037 acres 1/45 of 1.67 acres	0.0464%	Heir	
	(b.1.5) Timothy J. McDonald P.O. Box 609 Prestonsburg, KY 41653	0.037 acres 1/45 of 1.67 acres	0.0464%	Heir	
	nnie Garnett Cole Cooper Heirs, Devisees, cessors or Assigns				
(c.2	) Billy Cooper Heirs, Devisees, Successors or Assigns				
	(c.2.2) Karen C. & Brian Rowe P.O. Box 781 Hanover, WV 24839	0.010 acres 1/162 of 1.67 acres	0.0129%		Leased - JOA

		Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
	(c.2.3) Sharon Cooper & William Daniels P.O. Box 1627 Gilbert, WV 25621	0.010 acres 1/162 of 1.67 acres	0.0129%		Leased - JOA
(c.3	) Gary Cooper Heirs, Devisees, Successors or Assigns				
	(c.3.2) Melanie D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.007 acres 1/243 of 1.67 acres	0.0086%		Leased
	(c.3.3) Corey S. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.007 acres 1/243 of 1.67 acres	0.0086%		Leased
	(c.3.4) Byron D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.007 acres 1/243 of 1.67 acres	0.0086%		Leased
	olyn Cole Jones Heirs, Devisees, cessors or Assigns				
(d.1	) Caroline C. & Claude V. Keen P.O. Box 233 Whitewood, VA 24657	0.619 acres 10/27 of 1.67 acres	0.7731%		Leased - JOA
	mit F. & Mona McNeil Cole Heirs, Devisees, cessors or Assigns				
(f.1)	Nancy J. Cole 208 Berkley Street Beckley, WV 25802	0.186 acres 1/9 of 1.67 acres	0.2319%		Leased - JOA
(f.2)	Shirley Fuqua (Deceased - no heirs - 1/18 interest went to Na	ancy Cole along with her own interest of 1/	18)		Deceased
	sel Cole Heirs, Devisees, cessors or Assigns				
(g.1	) Edith G. Street P.O. Box 792 Grundy, VA 24614	0.093 acres 1/18 of 1.67 acres	0.1160%		Leased - JOA
(g.2	) Marion S. Combs Heirs, Devisees, Successors or Assigns				
	(g.2.1) F.H. Combs Testamentary Trust c/o Kelly Combs Necessary P.O. Box 841 Tazewell, VA 24651	0.031 acres 1/54 of 1.67 acres	0.0387%		Leased - JOA
	(g.2.2) Martha E. Combs P.O. Box 1404 Abingdon, VA 24210	0.031 acres 1/54 of 1.67 acres	0.0387%		Leased - JOA
	(g.2.3) Carol & John Irvin 4710 Hunterwood Circle Richmond, TX 77469	0.031 acres 1/54 of 1.67 acres	0.0387%		Leased - JOA
Tract #11,	5.28 Acres				
The state of the s	oline Cole Heirs, Devisees, s or Assigns et al.)	5.28 acres	6.6000%		

	Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
(1) Caroline Cole Heirs, Devisees, Successors or Assigns (exc. Jawbone and 1/9 P3 seam)				
(a) Gallie Cole Heirs, Devisees, Successors or Assigns				
(a.1) Harold G. Cole 1436 Betana Avenue Akron, OH 44310	0.391 acres 2/27 of 5.28 acres	0.4889%		Leased - JOA
(a.2) Donald T. Cole P.O. Box 162 Grundy, VA 24614	0.391 acres 2/27 of 5.28 acres	0.4889%		Deceased
(a.2.1) Donald Stephen Cole 7583 Lakewater Drive Cincinnati, OH 45242-3005	0.196 acres 1/27 of 5.28 acres	0.2444%	Heir	
(a.2.2) Kenneth Edward Cole 12043 Windermere Crossing Circle Winter Garden, FL 34787-5522	0.196 acres 1/27 of 5.28 acres	0.2444%	Heir	
(a.3) Norma Cole Dotson P.O. Box 226 Rosedale, VA 24280	0.391 acres 2/27 of 5.28 acres	0.4889%		Leased - JOA
(b) Leonard P. Cole Heirs, Devisees, Successors or Assigns				
(b.1) Lena McDonald P.O. Box 323 Roaring Gap, NC 28668	0.587 acres 1/9 of 5.28 acres	0.7333%		Deceased
(b.1.1) Byrd W. McDonald 513 NW 13th Street, Suite 202 Portland, OR 97209	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	
(b.1.2) Tamala McDonald Williams P.O. Box 82 Roaring Gap, NC 28668	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	
(b.1.3) Gregory B. McDonald P.O. Box 727 Prestonsburg, KY 41653	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	
(b.1.4) Greta McDonald Meek 177 Colvin Branch Oil Springs, KY 41238	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	
(b.1.5) Timothy J. McDonald P.O. Box 609 Prestonsburg, KY 41653	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	
(c) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns				
(c.2) Billy Cooper Heirs, Devisees, Successors or Assigns				
(c.2.2) Karen C. & Brian Rowe P.O. Box 781 Hanover, WV 24839	0.033 acres 1/162 of 5.28 acres	0.0407%		Leased - JOA
(c.2.3) Sharon Cooper & William Daniels P.O. Box 1627 Gilbert, WV 25621	0.033 acres 1/162 of 5.28 acres	0.0407%		Leased - JOA

			Acres in Unit	Percent Reason of Unit Addition	
(c.3	) Gary Cooper Heirs, Devisees Successors or Assigns	,			
	(c.3.2) Melanie D. Cooper c/o Rebecca Cooper, G P.O. Box 314 Hurley, VA 24620	Guardian	0.022 acres 1/243 of 5.28 acres	0.0272%	Leased
	(c.3.3) Corey S. Cooper c/o Rebecca Cooper, G P.O. Box 314 Hurley, VA 24620	Suardian	0.022 acres 1/243 of 5.28 acres	0.0272%	Leased
	(c.3.4) Byron D. Cooper c/o Rebecca Cooper, Gu P.O. Box 314 Hurley, VA 24620	uardian	0.022 acres 1/243 of 5.28 acres	0.0272%	Leased
	olyn Cole Jones Heirs, Devisees cessors or Assigns	s,			
(d.1)	) Caroline C. & Claude V. Keer P.O. Box 233 Whitewood, VA 24657	1	1.956 acres 10/27 of 5.28 acres	2.4444%	Leased - JC
	mit F. & Mona McNeil Cole Hein cessors or Assigns	s, Devisees,			
(f.1)	Nancy J. Cole 208 Berkley Street Beckley, WV 25802		0.587 acres 1/9 of 5.28 acres	0.7333%	Leased - JC
	A CONTRACTOR OF THE PROPERTY O				
	Shirley Fuqua	terest went to Nancy (	Cole along with her own interest of 1/	18)	Deceased
g) Has	Shirley Fuqua	terest went to Nancy (	Cole along with her own interest of 1/	18)	Deceased
g) Has Suc	Shirley Fuqua (Deceased - no heirs - 1/18 int sel Cole Heirs, Devisees,	terest went to Nancy (	Cole along with her own interest of 1/ 0.293 acres 1/18 of 5.28 acres	0.3667%	
g) Has Suc (g.1)	Shirley Fuqua (Deceased - no heirs - 1/18 int sel Cole Heirs, Devisees, cessors or Assigns ) Edith G. Street P.O. Box 792		0.293 acres		Deceased Leased - JC
g) Has Suc (g.1)	Shirley Fuqua (Deceased - no heirs - 1/18 interest Cole Heirs, Devisees, cessors or Assigns ) Edith G. Street P.O. Box 792 Grundy, VA 24614 ) Marion S. Combs Heirs, Devis	sees, ntary Trust	0.293 acres		
g) Has Suc (g.1)	Shirley Fuqua (Deceased - no heirs - 1/18 interest   sel Cole Heirs, Devisees, cessors or Assigns ) Edith G. Street P.O. Box 792 Grundy, VA 24614 ) Marion S. Combs Heirs, Devis Successors or Assigns (g.2.1) F.H. Combs Testamer c/o Kelly Combs Neces P.O. Box 841	sees, ntary Trust	0.293 acres 1/18 of 5.28 acres 0.098 acres	0.3667%	Leased - JC
g) Has Suc (g.1)	Shirley Fuqua (Deceased - no heirs - 1/18 interest of the sel Cole Heirs, Devisees, cessors or Assigns  ) Edith G. Street P.O. Box 792 Grundy, VA 24614  ) Marion S. Combs Heirs, Devis Successors or Assigns  (g.2.1) F.H. Combs Testamer c/o Kelly Combs Neces P.O. Box 841 Tazewell, VA 24651  (g.2.2) Martha E. Combs P.O. Box 1404	sees, ntary Trust ssary	0.293 acres 1/18 of 5.28 acres 0.098 acres 1/54 of 5.28 acres	0.3667% 0.1222%	Leased - JO
g) Has Suc (g.1) (g.2)	Shirley Fuqua (Deceased - no heirs - 1/18 interest   Sel Cole Heirs, Devisees, cessors or Assigns ) Edith G. Street P.O. Box 792 Grundy, VA 24614 ) Marion S. Combs Heirs, Devis Successors or Assigns (g.2.1) F.H. Combs Testamer c/o Kelly Combs Neces P.O. Box 841 Tazewell, VA 24651 (g.2.2) Martha E. Combs P.O. Box 1404 Abingdon, VA 24210 (g.2.3) Carol & John Irvin 4710 Hunterwood Circle	sees, ntary Trust ssary	0.293 acres 1/18 of 5.28 acres  0.098 acres 1/54 of 5.28 acres  0.098 acres 1/54 of 5.28 acres	0.3667% 0.1222% 0.1222%	Leased - JO
g) Has Suc (g.1) (g.2)	Shirley Fuqua (Deceased - no heirs - 1/18 int sel Cole Heirs, Devisees, cessors or Assigns ) Edith G. Street P.O. Box 792 Grundy, VA 24614 ) Marion S. Combs Heirs, Devis Successors or Assigns  (g.2.1) F.H. Combs Testamer c/o Kelly Combs Neces P.O. Box 841 Tazewell, VA 24651  (g.2.2) Martha E. Combs P.O. Box 1404 Abingdon, VA 24210  (g.2.3) Carol & John Irvin 4710 Hunterwood Circle Richmond, TX 77469  a Burress Heirs, Devisees,	sees, ntary Trust ssary	0.293 acres 1/18 of 5.28 acres  0.098 acres 1/54 of 5.28 acres  0.098 acres 1/54 of 5.28 acres	0.3667% 0.1222% 0.1222%	Leased - JO

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Updated 11/20/09

				Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
ract #13, 0	0.01 Ac	res					
Claude V. Ko a.k.a. Carol Successors 85 Acre Trad	line Col or Assi	e Heirs, Devisees	s,	0.01 acres	0.0125%		
7 (2)		le Heirs, Devisee or Assigns (exc.	s, Jawbone and 1/9 P3 sea	am)			
		Heirs, Devisees, or Assigns					
(a.1)	1436 E	I G. Cole Betana Avenue OH 44310		0.00074 acres 2/27 of 0.01 acres	0.0009%		Leased - JO
(a.2)	P.O. I	d T. Cole Box 162 ly, VA 24614		0.00074 acres 2/27 of 0.01 acres	0.0009%		Deceased
	(a.2.1)	Donald Stephen 7583 Lakewater Cincinnati, OH	Drive	0.00037 acres 1/27 of 0.01 acres	0.0005%	Heir	
	(a.2.2)	Kenneth Edward 12043 Winderm Winter Garden,	ere Crossing Circle	0.00037 acres 1/27 of 0.01 acres	0.0005%	Heir	
,	P.O. B	a Cole Dotson ox 226 ale, VA 24280		0.00074 acres 2/27 of 0.01 acres	0.0009%		Leased - JO
		Cole Heirs, Devis or Assigns	ees,				
(b.1)	P.O. B	McDonald ox 323 g Gap, NC 2866	8	0.00111 acres 1/9 of 0.01 acres	0.0014%		Deceased
(	(b.1.1)	Byrd W. McDona 513 NW 13th Str Portland, OR 97	eet, Suite 202	0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	
(	•	Tamala McDonal P.O. Box 82 Roaring Gap, NC		0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	
(		Gregory B. McDo P.O. Box 727 Prestonsburg, KY		0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	
(	•	Greta McDonald 177 Colvin Brand Oil Springs, KY	ch d	0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	
(		Timothy J. McDor P.O. Box 609 Prestonsburg, KY		0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	

(c.2) Billy Cooper Heirs, Devisees, Successors or Assigns

			Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
	(c.2.2) Karen C. & Brian Rowe P.O. Box 781 Hanover, WV 24839		0.00006 acres 1/162 of 0.01 acres	0.0001%		Leased - JOA
	(c.2.3) Sharon Cooper & Willia P.O. Box 1627 Gilbert, WV 25621	m Daniels	0.00006 acres 1/162 of 0.01 acres	0.0001%		Leased - JOA
(c.3)	Gary Cooper Heirs, Devisees, Successors or Assigns					
	(c.3.2) Melanie D. Cooper c/o Rebecca Cooper, G P.O. Box 314 Hurley, VA 24620	uardian	0.00004 acres 1/243 of 0.01 acres	0.0001%		Leased
	(c.3.3) Corey S. Cooper c/o Rebecca Cooper, Gi P.O. Box 314 Hurley, VA 24620	uardian	0.00004 acres 1/243 of 0.01 acres	0.0001%		Leased
(	(c.3.4) Byron D. Cooper c/o Rebecca Cooper, Gu P.O. Box 314 Hurley, VA 24620	ardian	0.00004 acres 1/243 of 0.01 acres	0.0001%		Leased
	olyn Cole Jones Heirs, Devisees cessors or Assigns	,				
(d.1)	Caroline C. & Claude V. Keen P.O. Box 233 Whitewood, VA 24657		0.00370 acres 10/27 of 0.01 acres	0.0046%		Leased - JO
	nit F. & Mona McNeil Cole Heirs cessors or Assigns	, Devisees,				
(f.1)	Nancy J. Cole 208 Berkley Street Beckley, WV 25802		0.00111 acres 1/9 of 0.01 acres	0.0014%		Leased - JOA
	Shirley Fuqua (Deceased - no heirs - 1/18 inte	erest went to Nancy	Cole along with her own interest of 1/	18)		Deceased
	sel Cole Heirs, Devisees, cessors or Assigns					
(g.1)	Edith G. Street P.O. Box 792 Grundy, VA 24614		0.00056 acres 1/18 of 0.01 acres	0.0007%		Leased - JOA
(g.2)	Marion S. Combs Heirs, Devis Successors or Assigns	ees,				
	(g.2.1) F.H. Combs Testamen c/o Kelly Combs Neces P.O. Box 841 Tazewell, VA 24651		0.00019 acres 1/54 of 0.01 acres	0.0002%		Leased - JOA
	(g.2.2) Martha E. Combs P.O. Box 1404 Abingdon, VA 24210		0.00019 acres 1/54 of 0.01 acres	0.0002%		Leased - JOA
	(g.2.3) Carol & John Irvin 4710 Hunterwood Circle Richmond, TX 77469		0.00019 acres 1/54 of 0.01 acres	0.0002%		Leased - JOA

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				Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
	(h.1	) James W. Burress 22638 Aven Lane Abingdon, VA 24211		0.00056 acres 1/18 of 0.01 acres	0.0007%		Leased - JOA
	(h.2	) Margaret M. Davis P.O. Box 10 Richlands, VA 24641		0.00056 acres 1/18 of 0.01 acres	0.0007%		Leased - JOA
II.	OIL & GA	S OWNERSHIP					
	Tract #4, 2	7.02 Acres					
		oline Cole Heirs, Devisees, s or Assigns et al.)		27.02 acres	33.7750%		
		oline Cole Heirs, Devisees cessors or Assigns (exc. J					
	(a.1	) Harold G. Cole 1436 Betana Avenue Akron, OH 44310		2.001 acres 2/27 of 27.02 acres	2.5019%		Leased - JOA
	(a.2	) Donald T. Cole P.O. Box 162 Grundy, VA 24614		2.001 acres 2/27 of 27.02 acres	2.5019%		Deceased
		(a.2.1) Donald Stephen 7583 Lakewater I Cincinnati, OH 4	Drive	1.001 acres 1/27 of 27.02 acres	1.2509%	Heir	
		(a.2.2) Kenneth Edward 12043 Winderme Winter Garden, F	re Crossing Circle	1.001 acres 1/27 of 27.02 acres	1.2509%	Heir	
	(a.3	) Norma Cole Dotson P.O. Box 226 Rosedale, VA 24280		2.001 acres 2/27 of 27.02 acres	2.5019%		Leased - JOA
		nard P. Cole Heirs, Devise cessors or Assigns	es,				
	(b.1	) Lena McDonald P.O. Box 323 Roaring Gap, NC 28668		3.002 acres 1/9 of 27.02 acres	3.7528%		Deceased
		(b.1.1) Byrd W. McDonald 513 NW 13th Stre Portland, OR 972	et, Suite 202	0.600 acres 1/45 of 27.02 acres	0.7506%	Heir	
		(b.1.2) Tamala McDonald P.O. Box 82 Roaring Gap, NC		0.600 acres 1/45 of 32.02 acres	0.7506%	Heir	
		(b.1.3) Gregory B. McDon P.O. Box 727 Prestonsburg, KY		0.600 acres 1/45 of 32.02 acres	0.7506%	Heir	
		(b.1.4) Greta McDonald M 177 Colvin Branch Oil Springs, KY 4		0.600 acres 1/45 of 32.02 acres	0.7506%	Heir	
		(b.1.5) Timothy J. McDona P.O. Box 609 Prestonsburg, KY		0.600 acres 1/45 of 32.02 acres	0.7506%	Heir	

	Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
(c) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns				
(c.2) Billy Cooper Heirs, Devisees, Successors or Assigns				
(c.2.2) Karen C. & Brian Rowe P.O. Box 781 Hanover, WV 24839	0.167 acres 1/162 of 27.02 acres	0.2085%		Leased - JOA
(c.2.3) Sharon Cooper & William Daniels P.O. Box 1627 Gilbert, WV 25621	0.167 acres 1/162 of 27.02 acres	0.2085%		Leased - JOA
(c.3) Gary Cooper Heirs, Devisees, Successors or Assigns				
(c.3.2) Melanie D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.111 acres 1/243 of 27.02 acres	0.1390%		Leased
(c.3.3) Corey S. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.111 acres 1/243 of 27.02 acres	0.1390%		Leased
(c.3.4) Byron D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.111 acres 1/243 of 27.02 acres	0.1390%		Leased
(d) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns				
(d.1) Caroline C. & Claude V. Keen P.O. Box 233 Whitewood, VA 24657	10.007 acres 10/27 of 27.02 acres	12.5093%		Leased - JOA
(f) Kermit F. & Mona McNeil Cole Heirs, Devisees, Successors or Assigns				
(f.1) Nancy J. Cole 208 Berkley Street Beckley, WV 25802	3.002 acres 1/9 of 27.02 acres	3.7528%		Leased - JOA
(f.2) Shirley Fuqua (Deceased - no heirs - 1/18 interest went to Nar	ncy Cole along with her own interest of 1/1	8)		Deceased
(g) Hassel Cole Heirs, Devisees, Successors or Assigns				
(g.1) Edith G. Street P.O. Box 792 Grundy, VA 24614	1.501 acres 1/18 of 27.02 acres	1.8764%		Leased - JOA
(g.2) Marion S. Combs Heirs, Devisees, Successors or Assigns				
(g.2.1) F.H. Combs Testamentary Trust c/o Kelly Combs Necessary P.O. Box 841 Tazewell, VA 24651	0.500 acres 1/54 of 27.02 acres	0.6255%		Leased - JOA
(g.2.2) Martha E. Combs P.O. Box 1404 Abingdon, VA 24210	0.500 acres 1/54 of 27.02 acres	0.6255%		Leased - JOA

		Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
	(g.2.3) Carol & John Irvin 4710 Hunterwood Circle Richmond, TX 77469	0.500 acres 1/54 of 27.02 acres	0.6255%		Leased - JOA
Tract #11,	, 5.28 Acres				
(a.k.a. Car	Keen, et al. roline Cole Heirs, Devisees, rs or Assigns et al.)	5.28 acres	6.6000%		
	roline Cole Heirs, Devisees, ccessors or Assigns (exc. Jawbone and 1/9 P3	seam)			
20 50 000000	ıllie Cole Heirs, Devisees, ccessors or Assigns				
(a.	Harold G. Cole     1436 Betana Avenue     Akron, OH 44310	0.391 acres 2/27 of 5.28 acres	0.4889%		Leased - JOA
(a.:	2) Donald T. Cole P.O. Box 162 Grundy, VA 24614	0.391 acres 2/27 of 5.28 acres	0.4889%		Deceased
	(a.2.1) Donald Stephen Cole 7583 Lakewater Drive Cincinnati, OH 45242-3005	0.196 acres 1/27 of 5.28 acres	0.2444%	Heir	
	(a.2.2) Kenneth Edward Cole 12043 Windermere Crossing Circle Winter Garden, FL 34787-5522	0.196 acres 1/27 of 5.28 acres	0.2444%	Heir	
(a.	3) Norma Cole Dotson P.O. Box 226 Rosedale, VA 24280	0.391 acres 2/27 of 5.28 acres	0.4889%		Leased - JOA
	onard P. Cole Heirs, Devisees, ccessors or Assigns				
(b.	1) Lena McDonald P.O. Box 323 Roaring Gap, NC 28668	0.587 acres 1/9 of 5.28 acres	0.7333%		Deceased
	(b.1.1) Byrd W. McDonald 513 NW 13th Street, Suite 202 Portland, OR 97209	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	
	(b.1.2) Tamala McDonald Williams P.O. Box 82 Roaring Gap, NC 28668	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	
	(b.1.3) Gregory B. McDonald P.O. Box 727 Prestonsburg, KY 41653	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	
	(b.1.4) Greta McDonald Meek 177 Colvin Branch Oil Springs, KY 41238	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	
	(b.1.5) Timothy J. McDonald P.O. Box 609 Prestonsburg, KY 41653	0.117 acres 1/45 of 5.28 acres	0.1467%	Heir	

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			Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
(c.2)	Billy Cooper Heirs, Devis Successors or Assigns	sees,				
	(c.2.2) Karen C. & Brian P.O. Box 781 Hanover, WV 24		0.033 acres 1/162 of 5.28 acres	0.0407%		Leased - JO
	(c.2.3) Sharon Cooper & P.O. Box 1627 Gilbert, WV 2562		0.033 acres 1/162 of 5.28 acres	0.0407%		Leased - JO
(c.3)	Gary Cooper Heirs, Dev Successors or Assigns	risees,				
	(c.3.2) Melanie D. Coope c/o Rebecca Coo P.O. Box 314 Hurley, VA 24620	per, Guardian	0.022 acres 1/243 of 5.28 acres	0.0272%		Leased
	(c.3.3) Corey S. Cooper c/o Rebecca Coop P.O. Box 314 Hurley, VA 24620		0.022 acres 1/243 of 5.28 acres	0.0272%		Leased
(1	c.3.4) Byron D. Cooper c/o Rebecca Coop P.O. Box 314 Hurley, VA 24620		0.022 acres 1/243 of 5.28 acres	0.0272%		Leased
	olyn Cole Jones Heirs, Decessors or Assigns	visees,				
(d.1)	Caroline C. & Claude V. P.O. Box 233	Keen	1.956 acres 10/27 of 5.28 acres	2.4444%		Leased - JO
	Whitewood, VA 24657					
		e Heirs, Devisees,	1000 00000			
Succ	Whitewood, VA 24657 nit F. & Mona McNeil Cole	e Heirs, Devisees,	0.587 acres 1/9 of 5.28 acres	0.7333%		Leased - JO
(f.1)	Whitewood, VA 24657 nit F. & Mona McNeil Cole cessors or Assigns  Nancy J. Cole 208 Berkley Street Beckley, WV 25802  Shirley Fuqua		0.587 acres			Leased - JO
(f.1) (f.2) (Hass	Whitewood, VA 24657 nit F. & Mona McNeil Cole cessors or Assigns  Nancy J. Cole 208 Berkley Street Beckley, WV 25802  Shirley Fuqua		0.587 acres 1/9 of 5.28 acres			Leased - JO. Deceased
(f.1) (f.2) (Hass Succ (g.1)	Whitewood, VA 24657 nit F. & Mona McNeil Cole cessors or Assigns  Nancy J. Cole 208 Berkley Street Beckley, WV 25802  Shirley Fuqua (Deceased - no heirs - 1/		0.587 acres 1/9 of 5.28 acres			
(f.1)  (f.2)  (Hass Succession (g.1)	Whitewood, VA 24657  nit F. & Mona McNeil Cole cessors or Assigns  Nancy J. Cole 208 Berkley Street Beckley, WV 25802  Shirley Fuqua (Deceased - no heirs - 1/ cel Cole Heirs, Devisees, cessors or Assigns  Edith G. Street P.O. Box 792	'18 interest went to Nancy	0.587 acres 1/9 of 5.28 acres  / Cole along with her own interest of 1/2  0.293 acres	18)		Deceased
(f.1)  (f.2)  (Hass Succession (g.1)	Whitewood, VA 24657  nit F. & Mona McNeil Cole cessors or Assigns  Nancy J. Cole 208 Berkley Street Beckley, WV 25802  Shirley Fuqua (Deceased - no heirs - 1/ sel Cole Heirs, Devisees, cessors or Assigns  Edith G. Street P.O. Box 792 Grundy, VA 24614  Marion S. Combs Heirs,	718 interest went to Nancy Devisees, tamentary Trust Necessary	0.587 acres 1/9 of 5.28 acres  / Cole along with her own interest of 1/2  0.293 acres	18)		Deceased
(f.1)  (f.2)  (Hass Succession (g.1)	Whitewood, VA 24657  whitewood, VA 24657  white F. & Mona McNeil Cole cessors or Assigns  Nancy J. Cole 208 Berkley Street Beckley, WV 25802  Shirley Fuqua (Deceased - no heirs - 1/ sel Cole Heirs, Devisees, cessors or Assigns  Edith G. Street P.O. Box 792 Grundy, VA 24614  Marion S. Combs Heirs, Successors or Assigns  (g.2.1) F.H. Combs Tesi c/o Kelly Combs P.O. Box 841	718 interest went to Nancy Devisees, tamentary Trust Necessary 551	0.587 acres 1/9 of 5.28 acres  / Cole along with her own interest of 1/2  0.293 acres 1/18 of 5.28 acres	0.3667%		Deceased Leased - JO

		Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
	ula Burress Heirs, Devisees, occessors or Assigns				
(h.	1) James W. Burress 22638 Aven Lane Abingdon, VA 24211	0.293 acres 1/18 of 5.28 acres	0.3667%		Leased - JOA
(h	2) Margaret M. Davis P.O. Box 10 Richlands, VA 24641	0.293 acres 1/18 of 5.28 acres	0.3667%		Leased - JOA
<b>Tract #13</b>	, 0.01 Acres				
(a.k.a. Ca	Keen, et al. roline Cole Heirs, Devisees, rs or Assigns et al.) ract	0.01 acres	0.0125%		
	aroline Cole Heirs, Devisees, accessors or Assigns (exc. Jawbone and 1/9 P3 sea	ım)			
	allie Cole Heirs, Devisees, occessors or Assigns				
(a.	1) Harold G. Cole 1436 Betana Avenue Akron, OH 44310	0.00074 acres 2/27 of 0.01 acres	0.0009%		Leased - JOA
(a.	2) Donald T. Cole P.O. Box 162 Grundy, VA 24614	0.00074 acres 2/27 of 0.01 acres	0.0009%		Deceased
	(a.2.1) Donald Stephen Cole 7583 Lakewater Drive Cincinnati, OH 45242-3005	0.00037 acres 1/27 of 0.01 acres	0.0005%	Heir	
	(a.2.2) Kenneth Edward Cole 12043 Windermere Crossing Circle Winter Garden, FL 34787-5522	0.00037 acres 1/27 of 0.01 acres	0.0005%	Heir	
(a.	3) Norma Cole Dotson P.O. Box 226 Rosedale, VA 24280	0.00074 acres 2/27 of 0.01 acres	0.0009%		Leased - JOA
	onard P. Cole Heirs, Devisees, ccessors or Assigns				
(b.	1) Lena McDonald P.O. Box 323 Roaring Gap, NC 28668	0.00111 acres 1/9 of 0.01 acres	0.0014%		Deceased
	(b.1.1) Byrd W. McDonald 513 NW 13th Street, Suite 202 Portland, OR 97209	0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	
	(b.1.2) Tamala McDonald Williams P.O. Box 82 Roaring Gap, NC 28668	0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	
	(b.1.3) Gregory B. McDonald P.O. Box 727 Prestonsburg, KY 41653	0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	
	(b.1.4) Greta McDonald Meek 177 Colvin Branch Oil Springs, KY 41238	0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	

	Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
(b.1.5) Timothy J. McDonald P.O. Box 609 Prestonsburg, KY 41653	0.00022 acres 1/45 of 0.01 acres	0.0003%	Heir	
(c) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns				
(c.2) Billy Cooper Heirs, Devisees, Successors or Assigns				
(c.2.2) Karen C. & Brian Rowe P.O. Box 781 Hanover, WV 24839	0.00006 acres 1/162 of 0.01 acres	0.0001%		Leased - JO
(c.2.3) Sharon Cooper & William Daniels P.O. Box 1627 Gilbert, WV 25621	0.00006 acres 1/162 of 0.01 acres	0.0001%		Leased - JO
(c.3) Gary Cooper Heirs, Devisees, Successors or Assigns				
(c.3.2) Melanie D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.00004 acres 1/243 of 0.01 acres	0.0001%		Leased
(c.3.3) Corey S. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.00004 acres 1/243 of 0.01 acres	0.0001%		Leased
(c.3.4) Byron D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.00004 acres 1/243 of 0.01 acres	0.0001%		Leased
(d) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns				
(d.1) Caroline C. & Claude V. Keen P.O. Box 233 Whitewood, VA 24657	0.00370 acres 10/27 of 0.01 acres	0.0046%		Leased - JO
(f) Kermit F. & Mona McNeil Cole Heirs, Devisees, Successors or Assigns				
(f.1) Nancy J. Cole 208 Berkley Street Beckley, WV 25802	0.00111 acres 1/9 of 0.01 acres	0.0014%		Leased - JO
(f.2) Shirley Fuqua (Deceased - no heirs - 1/18 interest went to Nand	cy Cole along with her own interest of 1/	18)		Deceased
(g) Hassel Cole Heirs, Devisees, Successors or Assigns				
(g.1) Edith G. Street P.O. Box 792 Grundy, VA 24614	0.00056 acres 1/18 of 0.01 acres	0.0007%		Leased - JO
(g.2) Marion S. Combs Heirs, Devisees, Successors or Assigns				
(g.2.1) F.H. Combs Testamentary Trust c/o Kelly Combs Necessary P.O. Box 841 Tazewell, VA 24651	0.00019 acres 1/54 of 0.01 acres	0.0002%		Leased - JO

Page 14 of 15

	Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
(g.2.2) Martha E. Combs P.O. Box 1404 Abingdon, VA 24210	0.00019 acres 1/54 of 0.01 acres	0.0002%		Leased - JOA
(g.2.3) Carol & John Irvin 4710 Hunterwood Circle Richmond, TX 77469	0.00019 acres 1/54 of 0.01 acres	0.0002%		Leased - JOA
(h) Trula Burress Heirs, Devisees, Successors or Assigns				
(h.1) James W. Burress 22638 Aven Lane Abingdon, VA 24211	0.00056 acres 1/18 of 0.01 acres	0.0007%		Leased - JOA
(h.2) Margaret M. Davis P.O. Box 10 Richlands, VA 24641	0.00056 acres 1/18 of 0.01 acres	0.0007%		Leased - JOA

### Exhibit B-3 Unit I-39

### Docket # VGOB 04-0615-1294 List of Unleased Owners/Claimants

Acres in Unit	Percent of Unit	
1.76 acres	2.2000%	
0.29 acres 1/6 of 1.76 acres	0.3667%	
0.29 acres 1/6 of 1.76 acres	0.3667%	
0.29 acres 1/6 of 1.76 acres	0.3667%	\ .
0.29 acres 1/6 of 1.76 acres	0.3667%	1
0.29 acres 1/6 of 1.76 acres	0.3667%	
0.29 acres 1/6 of 1.76 acres	0.3667%	
27.02 acres	33.7750%	
1/9 P3 seam)		
		١.
0.600 acres 1/45 of 27.02 acres	0.7506%	
0.600 acres 1/45 of 27.02 acres	0.7506%	
1	1.76 acres  0.29 acres 1/6 of 1.76 acres  27.02 acres 1/6 of 1.76 acres	1.76 acres 2.2000%  0.29 acres 0.3667% 1/6 of 1.76 acres  0.29 acres 3.3667% 1/6 of 1.76 acres  0.29 acres 3.3667% 1/6 of 1.76 acres  0.3667%

	Acres in Unit	Percent of Unit
1.1) Thurman G. & Iris A. Cooper 314 Mary Street Apt. 22 Bristol, VA 24201	0.334 acres 1/81 of 27.02 acres	0.4170%
0.10 Acres		
nknown Owner (Cemetary)	0.10 acres	0.1250%
1.67 Acres		
aroline Cole Heirs, Devisees, uccessors or Assigns (Coal below 800') to 36 Acre Tract	1.67 acres	2.0875%
eonard P. Cole Heirs, Devisees, uccessors or Assigns		.0
.1) Lena McDonald Heirs, Devisees, Successors or Assigns *		
(b.1.1) Byrd W. McDonald* 513 NW 13th Street, Suite 202 Portland, OR 97209	0.037 acres 1/45 of 1.67 acres	0.0464%
(b.1.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238	0.037 acres 1/45 of 1.67 acres	0.0464%
annie Garnett Cole Cooper Heirs, Devisees, accessors or Assigns		
1) Thurman G. & Iris A. Cooper 314 Mary Street Apt. 22 Bristol, VA 24201	0.021 acres 1/81 of 1.67 acres	0.0258%
0.02 Acres		
aude V. Keen, et ux. O. Box 233 hitewood, VA 24657	0.02 acres	0.0250%
, 0.23 Acres		
wis Keene Deconard Keene 2 Box 595 Jounding Mill, VA 24637	0.23 acres	0.2875%
, 5.28 Acres		
Keen, et al. roline Cole Heirs, Devisees, rs or Assigns et al.)	5.28 acres	6.6000%
	314 Mary Street Apt. 22 Bristol, VA 24201  0.10 Acres  Inknown Owner (Cemetary)  1.67 Acres  aroline Cole Heirs, Devisees, accessors or Assigns (Coal below 800')  30 36 Acre Tract  conard P. Cole Heirs, Devisees, accessors or Assigns  1) Lena McDonald Heirs, Devisees, Successors or Assigns  1) Lena McDonald Heirs, Devisees, Successors or Assigns  1) Lena McDonald Heirs, Devisees, Successors or Assigns  1) Syrd W. McDonald* 513 NW 13th Street, Suite 202 Portland, OR 97209  (b.1.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238  annie Garnett Cole Cooper Heirs, Devisees, accessors or Assigns  1) Thurman G. & Iris A. Cooper 314 Mary Street Apt. 22 Bristol, VA 24201  0.02 Acres  aude V. Keen, et ux. 0. Box 233 hitewood, VA 24657  1, 0.23 Acres  wis Keene 0 Leonard Keene 2 Box 595 bunding Mill, VA 24637  1, 5.28 Acres  Keen, et al. roline Cole Heirs, Devisees,	1.1) Thurman G. & Iris A. Cooper 314 Mary Street Apt. 22 Bristol, VA 24201  2.10 Acres  1.67 acres  1.68 acres  1.69 acres  1.60 acres  1.61 acres  1.62 acres  1.63 acres  1.64 acres  1.65 acres  1.66 acres  1.67 acres  1.67 acres  1.67 acres  1.68 acres  1.69 acres  1.69 acres  1.69 acres  1.60 acres  1.61 acres  1.62 acres  1.63 acres  1.65 acres  1.66 acres  1.67 acres  1.67 acres  1.68 acres  1.69 acres  1.69 acres  1.69 acres  1.60 acres  1.

	Acres in Unit	Percent of Unit	
(b) Leonard P. Cole Heirs, Devisees,			
Successors or Assigns			
(b.1) Lena McDonald Heirs, Devisees, Successors or Assigns *			
(b.1.1) Byrd W. McDonald* 513 NW 13th Street, Suite 202 Portland, OR 97209	0.117 acres 1/45 of 5.28 acres	0.1467%	Ó
(b.1.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238	0.117 acres 1/45 of 5.28 acres	0.1467%	
(d) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns			
(d.1) Thurman G. & Iris A. Cooper 314 Mary Street Apt. 22 Bristol, VA 24201	0.065 acres 1/81 of 5.28 acres	0.0815%	
<u>Tract #12 - 0.01 acres</u>			
(1) Bucky McConnell, et al. (a.k.a A. B. Jewell Estate)	0.01 acres	0.0125%	
(a) Artemus B. Jewell, Jr. P.O. Box 117	0.0017 acres 1/6 of 0.01 acres	0.0021%	
Columbia Falls, ME 04623			,0
(b) Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651	0.0017 acres 1/6 of 0.01 acres	0.0021%	, (
(c) Nancy J. Lowe	0.0017 acres	0.0021%	
P.O. Box 277 Pounding Mill, VA 24637	1/6 of 0.01 acres	0.002170	
(d) Polly Ann Mallory P.O. Box 290	0.0017 acres 1/6 of 0.01 acres	0.0021%	
Doran, VA 24612			
(e) Janice Kear P.O. Box 1609 Chillicothe, OH 45601	0.0017 acres 1/6 of 0.01 acres	0.0021%	
(f) Luanne Pugh 1224 2nd Street Richlands, VA 24641	0.0017 acres 1/6 of 0.01 acres	0.0021%	
Tract #13, 0.01 Acres			
Claude V. Keen, et al. (a.k.a. Caroline Cole Heirs, Devisees, Successors or Assigns et al.)	0.01 acres	0.0125%	

### Exhibit B-3 Unit I-39 cket # VGOB 04-0615

### Docket # VGOB 04-0615-1294 List of Unleased Owners/Claimants

		Acres in Unit	Percent of Unit
	(1) Caroline Cole Heirs, Devisees, Successors or Assigns (exc. Jawbone and 1/9 P3 seam)		
	(b) Leonard P. Cole Heirs, Devisees, Successors or Assigns		
	(b.1) Lena McDonald Heirs, Devisees, Successors or Assigns *		
	(b.1.1) Byrd W. McDonald* 513 NW 13th Street, Suite 202 Portland, OR 97209	0.00022 acres 1/45 of 0.01 acres	0.0003%
	(b.1.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238	0.00022 acres 1/45 of 0.01 acres	0.0003%
	(d) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns		
	(d.1) Thurman G. & Iris A. Cooper 314 Mary Street Apt. 22 Bristol, VA 24201	0.00012 acres 1/81 of 0.01 acres	0.0002%
	<u>Tract #14, 0.02 Acres</u>		
	(1) Bill Wimmer, et ux. HC66 Box 68 Whitewood, VA 24657	0.02 acres	0.0250%
	Tract #15, 0.06 Acres		
	(1) Bill Wimmer, et ux. HC66 Box 68 Whitewood, VA 24657	0.06 acres	0.0750%
	Tract #16, 0.01 Acres		
	(1) Ducinia Stacy P.O. Box 564 Grundy, VA 24614	0.01 acres	0.0125%
II.	OIL & GAS OWNERSHIP		
	<u>Tract #3 - 1.76 acres</u>		
	(1) Bucky McConnell, et al. (a.k.a A. B. Jewell Estate)	1.76 acres	2.2000%
	(a) Artemus B. Jewell, Jr. P.O. Box 117 Columbia Falls, ME 04623	0.29 acres 1/6 of 1.76 acres	0.3667%
	(b) Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651	0.29 acres 1/6 of 1.76 acres	0.3667%

	Acres in Unit	Percent of Unit	
(c) Nancy J. Lowe P.O. Box 277 Pounding Mill, VA 24637	0.29 acres 1/6 of 1.76 acres	0.3667%	
(d) Polly Ann Mallory P.O. Box 290 Doran, VA 24612	0.29 acres 1/6 of 1.76 acres	0.3667%	1.74
(e) Janice Kear P.O. Box 1609 Chillicothe, OH 45601	0.29 acres 1/6 of 1.76 acres	0.3667%	
(f) Luanne Pugh 1224 2nd Street Richlands, VA 24641	0.29 acres 1/6 of 1.76 acres	0.3667%	
Tract #4, 27.02 Acres			
Claude V. Keen, et al. (a.k.a. Caroline Cole Heirs, Devisees, Successors or Assigns et al.) 36 Acre Tract	27.02 acres	33.7750%	
(1) Caroline Cole Heirs, Devisees, Successors or Assigns			
(b) Leonard P. Cole Heirs, Devisees, Successors or Assigns			
(b.1) Lena McDonald Heirs, Devisees, Successors or Assigns *			
(b.1.1) Byrd W. McDonald* 513 NW 13th Street, Suite 202 Portland, OR 97209	0.600 acres 1/45 of 27.02 acres	0.7506%	6
(b.1.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238	0.600 acres 1/45 of 27.02 acres	0.7506%	1.
(d) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns			
(d.1) Thurman G. & Iris A. Cooper 314 Mary Street Apt. 22 Bristol, VA 24201	0.334 acres 1/81 of 27.02 acres	0.4170%	
<u>Tract #5, 0.10 Acres</u>			
(1) Unknown Owner (Cemetary)	0.10 acres	0.1250%	
<u>Tract #9, 0.02 Acres</u>			
(1) Claude V. Keen, et ux. P.O. Box 233 Whitewood, VA 24657	0.02 acres	0.0250%	

	Acres in Unit	Percent of Unit
<u>Tract #10, 0.23 Acres</u>		
(1) Lewis Keene Rt.2 Box 595 Pounding Mill, VA 24637	0.23 acres	0.2875%
<u>Tract #11, 5.28 Acres</u>		
Claude V. Keen, et al. (a.k.a. Caroline Cole Heirs, Devisees, Successors or Assigns et al.) 85 Acre Tract	5.28 acres	6.60009
(1) Caroline Cole Heirs, Devisees, Successors or Assigns (exc. Jawbone and 1/9 P3 seam	n)	
(b) Leonard P. Cole Heirs, Devisees, Successors or Assigns		
(b.1) Lena McDonald Heirs, Devisees, Successors or Assigns *		
(b.1.1) Byrd W. McDonald* 513 NW 13th Street, Suite 202 Portland, OR 97209	0.117 acres 1/45 of 5.28 acres	0.14679
(b.1.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238	0.117 acres 1/45 of 5.28 acres	0.14679
(d) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns		
(d.1) Thurman G. & Iris A. Cooper 314 Mary Street Apt. 22 Bristol, VA 24201	0.065 acres 1/81 of 5.28 acres	0.08159
Tract #12 - 0.01 acres		
(1) Bucky McConnell, et al. (a.k.a A. B. Jewell Estate)	0.01 acres	0.01259
(a) Artemus B. Jewell, Jr. P.O. Box 117 Columbia Falls, ME 04623	0.0017 acres 1/6 of 0.01 acres	0.00219
(b) Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651	0.0017 acres 1/6 of 0.01 acres	0.00219
(c) Nancy J. Lowe P.O. Box 277 Pounding Mill, VA 24637	0.0017 acres 1/6 of 0.01 acres	0.00219
(d) Polly Ann Mallory P.O. Box 290 Doran, VA 24612	0.0017 acres 1/6 of 0.01 acres	0.00219

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		Acres in Unit	Percent of Unit
(e)	) Janice Kear P.O. Box 1609 Chillicothe, OH 45601	0.0017 acres 1/6 of 0.01 acres	0.0021%
(f	) Luanne Pugh 1224 2nd Street Richlands, VA 24641	0.0017 acres 1/6 of 0.01 acres	0.0021%
Tract	#13, 0.01 Acres		
(a.k.a. Succe	e V. Keen, et al. Caroline Cole Heirs, Devisees, essors or Assigns et al.) re Tract	0.01 acres	0.0125%
(1)	Caroline Cole Heirs, Devisees, Successors or Assigns (exc. Jawbone and 1/9 P3	3 seam)	
(b)	Leonard P. Cole Heirs, Devisees, Successors or Assigns		
	(b.1) Lena McDonald Heirs, Devisees, Successors or Assigns *		
	(b.1.1) Byrd W. McDonald* 513 NW 13th Street, Suite 202 Portland, OR 97209	0.00022 acres 1/45 of 0.01 acres	0.0003%
	(b.1.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238	0.00022 acres 1/45 of 0.01 acres	0.0003%
(d)	Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns		
	(d.1) Thurman G. & Iris A. Cooper 314 Mary Street Apt. 22 Bristol, VA 24201	0.00000 acres 0.00000 of 0.01 acres	0.0000%
Tract	#14, 0.02 Acres		
(1)	Bill Wimmer, et ux. HC66 Box 68 Whitewood, VA 24657	0.02 acres	0.0250%
Tract	#15, 0.06 Acres		
(1)	Bill Wimmer, et ux. HC66 Box 68	0.06 acres	0.0750%
Tract	Whitewood, VA 24657 #16, 0.01 Acres		
(1)		0.04	0.04050/
(1)	P.O. Box 564 Grundy, VA 24614	0.01 acres	0.0125%

### Docket #VGOB 04-0615-1294

### List of Conflicting Owners/Claimants that require escrow

		Acres in Unit	Percent of Unit
Tract #5, 0.10 Acres			
Escrow Due to Un	known / Unlocatable		
COAL OWNERSH	<del>IIP</del>		
(1) Unknown O	wner (Cemetary)	0.10 acres	0.1250%
OIL & GAS OWN	ERSHIP		
(1) Unknown O	wner (Cemetary)	0.10 acres	0.1250%
Tract #6, 1.67 Acres			
COAL OWNERS	<u>HP</u>		
	le Heirs, Devisees, or Assigns (Coal below 800') <i>Tract</i>	1.67 acres	2.0875%
(a) Gallie Cole Successors	Heirs, Devisees, or Assigns		
	d G. Cole * Betana Avenue , OH 44310	0.124 acres 2/27 of 1.67 acres	0.1546%
	ld T. Cole Heirs, Devisees,* essors or Assigns		
(a.2.1	Donald Stephen Cole * 7583 Lakewater Drive Cincinnati, OH 45242-3005	0.062 acres 1/27 of 1.67 acres	0.0773%
(a.2.2	) Kenneth Edward Cole * 12043 Windermere Crossing Circle Winter Garden, FL 34787-5522	0.062 acres 1/27 of 1.67 acres	0.0773%
P.O. E	a Cole Dotson * 3ox 226 dale, VA 24280	0.124 acres 2/27 of 1.67 acres	0.1546%
	Cole Heirs, Devisees, s or Assigns		
	McDonald Heirs, Devisees, essors or Assigns *		
(b.1.1)	Byrd W. McDonald* 513 NW 13th Street, Suite 202 Portland, OR 97209	0.037 acres 1/45 of 1.67 acres	0.0464%
(b.1.2)	Tamala McDonald Williams * P.O. Box 82 Roaring Gap, NC 28668	0.037 acres 1/45 of 1.67 acres	0.0464%
(b.1.3)	Gregory B. McDonald * P.O. Box 727 Prestonsburg, KY 41653	0.037 acres 1/45 of 1.67 acres	0.0464%

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Updated 11/20/09

Opdate

### Docket #VGOB 04-0615-1294

### List of Conflicting Owners/Claimants that require escrow

		Acres in Unit	Percent of Unit
(b.1	.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238	0.037 acres 1/45 of 1.67 acres	0.0464%
(b.1	.5) Timothy J. McDonald * P.O. Box 609 Prestonsburg, KY 41653	0.037 acres 1/45 of 1.67 acres	0.0464%
	Garnett Cole Cooper Heirs, Devisees, sors or Assigns		
3	nurman G. & Iris A. Cooper 14 Mary Street Apt. 22 ristol, VA 24201	0.021 acres 1/81 of 1.67 acres	0.0258%
	lly Cooper Heirs, Devisees, accessors or Assigns		
(d.	2.1) Lucille Cooper Christian P.O. Box 51 Raysal, WV 24879	Life Estate	
(d.	2.2) Karen C. & Brian Rowe P.O. Box 781 Hanover, WV 24839	0.010 acres 1/162 of 1.67 acres	0.0129%
(d.2	2.3) Sharon Cooper & William Daniels P.O. Box 1627 Gilbert, WV 25621	0.010 acres 1/162 of 1.67 acres	0.0129%
	ary Cooper Heirs, Devisees, uccessors or Assigns		
(d.	3.1) Rebecca Cooper P.O. Box 314 Hurley, VA 24620	Life Estate	
(d.	<ol> <li>Melanie D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620</li> </ol>	0.007 acres 1/243 of 1.67 acres	0.0086%
(d.:	3.3) Corey S. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.007 acres 1/243 of 1.67 acres	0.0086%
(d.3	Byron D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.007 acres 1/243 of 1.67 acres	0.0086%
	n Cole Jones Heirs, Devisees, ssors or Assigns		
F	Caroline C. & Claude V. Keen * P.O. Box 233 Whitewood, VA 24657	0.619 acres 10/27 of 1.67 acres	0.7731%

### Docket #VGOB 04-0615-1294

### List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	
(f) Sherman & Vergie M. Cole Heirs, Devisees, Successors or Assigns		
(f.1) Mary F. Selle & David Harris 4823 Basswood Drive Columbus, GA 31904	0.031 acres 1/54 of 1.67 acres	0.0387%
(f.2) Larry Dean & Bridgett L. Cole P.O. Box 3261 Lebanon, VA 24266	0.031 acres 1/54 of 1.67 acres	0.0387%
<ul><li>(g) Kermit F. &amp; Mona McNeil Cole Heirs, Devisees, Successors or Assigns</li></ul>		
(g.1) Nancy J. Cole * 208 Berkley Street Beckley, WV 25802	0.186 acres 1/9 of 1.67 acres	0.2319%
(g.2) Shirley Fuqua (Deceased - no heirs - interest went to Nancy Cole)		
(h) Hassel Cole Heirs, Devisees, Successors or Assigns		
(h.1) Edith G. Street * P.O. Box 792 Grundy, VA 24614	0.093 acres 1/18 of 1.67 acres	0.1160%
(h.2) Marion S. Combs Heirs, Devisees, Successors or Assigns		
(h.2.1) F.H. Combs Testamentary Trust * c/o Kelly Combs Necessary P.O. Box 841 Tazewell, VA 24651	0.031 acres 1/54 of 1.67 acres	0.0387%
(h.2.2) Martha E. Combs * P.O. Box 1404 Abingdon, VA 24210	0.031 acres 1/54 of 1.67 acres	0.0387%
(h.2.3) Carol Irvin * 4710 Hunterwood Circle Richmond, TX 77469	0.031 acres 1/54 of 1.67 acres	0.0387%
(2) Island Creek Coal Company (P3 seam only) Drawer L Oakwood, VA 24631	0.186 acres 1/9 of 1.67 acres	0.2319%
OIL & GAS OWNERSHIP		
(1) Norfolk Southern Railway Company	1.67 acres	2.0875%
Royalties paid to: Pocahontas Land Corporation Treasurer, Pocahontas Land Corporation P. O. Box 1517 Bluefield, WV 24701		

### Docket #VGOB 04-0615-1294

### List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	
act #8, 0.41 Acres			
COAL OWNERSHIP			
(1) Yukon Pocahontas Coal Company et al., Tr. 32 (Coal below 800')	0.41 acres	0.5125%	
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.21 acres 1/2 of 0.41 acres	0.2563%	
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.05 acres 1/9 of 0.41 acres	0.0569%	
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.02 acres 1/18 of 0.41 acres	0.0285%	
<ul><li>(d) Consolidation Coal Company * 10545 Riverside Dr. Oakwood, VA 24631</li></ul>	0.14 acres 1/3 of 0.41 acres	0.1708%	
OIL & GAS OWNERSHIP  (1) Norfolk Southern Railway Company  Royalties paid to:	0.41 acres	0.51259	
Pocahontas Land Corporation Treasurer, Pocahontas Land Corporation P. O. Box 1517 Bluefield, WV 24701			
act #12 - 0.01 acres			
Escrow Due to Title Conflict			
COAL OWNERSHIP			
(1) Bucky McConnell, et al. (a.k.a A. B. Jewell Estate)	0.01 acres	0.0125%	
(a) Artemus B. Jewell, Jr. P.O. Box 117 Columbia Falls, ME 04623	0.0017 acres 1/6 of 0.01 acres	0.0021%	
(b) Bucky McConnell, Executrix P.O. Box 512 Tazewell, VA 24651	0.0017 acres 1/6 of 0.01 acres	0.0021%	
(c) Nancy J. Lowe P.O. Box 277	0.0017 acres 1/6 of 0.01 acres	0.0021%	

### Docket #VGOB 04-0615-1294 List of Conflicting Owners/Claimants that require escrow

			Acre	s in Unit	Percent of Unit
P.O	y Ann Mallory . Box 290 an, VA 24612		0.0017 1/6	acres of 0.01 acres	0.0021%
P.O	ice Kear . Box 1609 licothe, OH 45601		0.0017 1/6	acres of 0.01 acres	0.0021%
122	nne Pugh 4 2nd Street nlands, VA 24641		0.0017 1/6	acres of 0.01 acres	0.0021% s
(OR	? - Due to mapping over	rlap)			
	folk Southern Railway Co valties paid to: Pocahontas Land Con		0.01	acres	0.0125%
	Treasurer, Pocahontas P. O. Box 1517 Bluefield, WV 24701	s Land Corporation			
OIL & GA	S OWNERSHIP				
	ky McConnell, et al. .a A. B. Jewell Estate)		0.01	acres	0.0125%
P.O	emus B. Jewell, Jr. b. Box 117 umbia Falls, ME 04623		0.0017 1/6	acres of 0.01 acres	0.0021% s
P.O	cky McConnell, Executrix D. Box 512 Dewell, VA 24651		0.0017 1/6	acres of 0.01 acres	0.0021% s
P.O	ncy J. Lowe D. Box 277 unding Mill, VA 24637		0.0017 1/6	acres of 0.01 acres	0.0021% s
P.O	ly Ann Mallory D. Box 290 ran, VA 24612		0.0017 1/6	acres of 0.01 acres	0.0021% s
P.O	ice Kear D. Box 1609 Ilicothe, OH 45601		0.0017 1/6	acres of 0.01 acres	0.0021% s
122	nne Pugh 4 2nd Street hlands, VA 24641		0.0017 1/6	acres of 0.01 acre	0.0021% s
(OF	R - Due to mapping over	rlap)			
(1) Nor	folk Southern Railway Co	ompany	0.01	acres	0.0125%

# Exhibit E Unit I-39 Docket #VGOB 04-0615-1294 List of Conflicting Owners/Claimants that require escrow

Acres in Unit

Percent of Unit

Royalties paid to:

Pocahontas Land Corporation Treasurer, Pocahontas Land Corporation P. O. Box 1517 Bluefield, WV 24701

INSTRUMENT #110002450
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
OCTOBER 3, 2011 AT 12:15PM

BEVERLY S. TILLER, CLERK RECORDED BY: SLB

Page 6 of 6

Updated 11/20/09

### Hagy, Sharon (DMME)

From:

VITASHARE System [vitashare@vita.virginia.gov]

Sent:

Tuesday, October 18, 2011 12:09 PM

Sent

Hagy, Sharon (DMME)

Subject:

New Transaction O2IA7VMA0O3RHW3M

Transaction details for Sharon Hagy(user shagy\_1) \_\_\_\_\_

Job Id: O2IA7VMA003RHW3M

Date: Tue, Oct 18, at 12:08

Transaction Details:

Acknowledge Security Policy: I understand that this system is not intended for sensitive

data.

Recipient's Email example- <u>user1@virginia.gov</u>, <u>user2@virginia.gov</u>:

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